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UNITED STATES DISTRICT COURT  
NORTHERNDISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BETTY DUKES, PATRICIA SURGESON,  
EDITH ARANA, DEBORAH GUNTER and  
CHRISTINE KWAPNOSKI, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

WAL-MART STORES, INC.,

Defendant.

CASE NO.: C 01-2252-CRB

**STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING ADVANCEMENT  
OF HEARING DATE FOR WAL-MART'S  
MOTION TO DISMISS FOURTH  
AMENDED COMPLAINT**

The undersigned counsel, on behalf of Betty Dukes, Patricia Surgeson, Edith Arana, Deborah Gunter, and Christine Kwapnoski ("Named Plaintiffs") and Defendant Wal-Mart Stores, Inc. ("Wal-Mart"), hereby stipulate and agree as follows:

WHEREAS, on January 13, 2012, Wal-Mart filed its Motion to Dismiss the Fourth Amended Complaint and noticed a hearing on the motion for May 11, 2012, *see* Dkt. 781;

WHEREAS, on March 23, 2012, this Court advanced the hearing date from May 11, 2012 to

May 7, 2012, *see* Dkt. 788;

WHEREAS, on April 10, 2012, this Court continued the hearing date from May 7, 2012 to June 22, 2012, *see* Dkt. 794;

WHEREAS, counsel for Named Plaintiffs are unavailable on June 22, 2012;

WHEREAS, the Office of the Calendar Clerk has advised counsel that the Court may be available to hear Wal-Mart's Motion to Dismiss the Fourth Amended Complaint on June 8, 2012;

WHEREAS, counsel for Named Plaintiffs and counsel for Wal-Mart are available on June 8, 2012 to be heard on Wal-Mart's Motion to Dismiss the Fourth Amended Complaint;

WHEREAS, all briefing on Wal-Mart's Motion to Dismiss the Fourth Amended Complaint has been submitted to the Court;

THEREFORE, Named Plaintiffs and Wal-Mart stipulate and agree that the hearing date on Wal-Mart's Motion to Dismiss the Fourth Amended Complaint be advanced to June 8, 2012.

IT IS SO STIPULATED.

Dated: April 17, 2012

By: /s/ Joseph M. Sellers

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**I, Joseph M. Sellers, attest that concurrence  
in the filing of this document has been obtained  
from the other signatory.**

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATE: 04/18/2012

UNITED STATES  
CHARLES R. BREYER

